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DATE: November 10, 2009

TO: Mail Stop Refunds
Commissioner for Patents

FAX NO. (571) 273-6500

FROM: Kenton R. Mullins

RE: U.S. Patent Application No. 10/632,014
First Named Inventor: Christopher J. Calhoun
Attorney Docket No. MA9606P

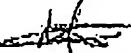
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To Whom It May Concern:

Please find submitted herewith:

- (1) Request for Refund;
- (2) Relevant page of Filing Receipt identifying SMALL ENTITY status; and
- (3) Marked-up copy of relevant page of Deposit Account Statement identifying error.

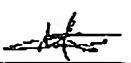
Respectfully submitted,


 Kenton R. Mullins
 Attorney for Applicants
 Registration No. 36,331

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence for the above-identified application is being facsimile transmitted on November 10, 2009.

Name of person sending facsimile: Kenton R. Mullins, Attorney for Applicants

Signature: 

Docket: MA9606P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Inventor: Christopher J. Calhoun

Serial No.: 10/632,014

Filed: July 31, 2003

For: Apparatus and method for preventing adhesions between an implant and surrounding tissues

Examiner: SOROUSH, ALI

Group Art Unit: 1616

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

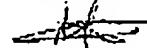
Dear Madam/Sir:

On October 13, 2009, an Amendment was filed in response to an Office Action mailed May 13, 2009 for the above-identified application. Authorization was given to deduct the necessary two-month extension fee.

In error, the USPTO deducted \$490.00 on November 2, 2009 for the Large Entity fee for a two-month extension. Applicants claim Small Entity status, as acknowledged in the accompanying copy of the Filing Receipt. Accordingly, Applicants request that \$245.00 be refunded to Deposit Account 50-1600.

The Commissioner is hereby authorized to charge any needed fees or credit any overpayment to Deposit Account 50-1600.

Respectfully submitted,



Kenton R. Mullins
Attorney for Applicants
Registration No. 36,331

Dated: November 10, 2009

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APPL NO.	FILING OR 371 (O) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/632,014	07/31/2003	1615	645	MA9806P	2	50	2

CONFIRMATION NO. 9368

Stout, Uxa, Buyan & Mullins, LLP
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FILING RECEIPT



"0C000000011193922"

Date Mailed: 11/06/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Christopher J. Calhoun, Residence Not Provided;
 Ralph E. Holmes, Residence Not Provided;
 G. Bryan Cornwall, Residence Not Provided;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/409,137 09/09/2002
 and claims benefit of 60/399,813 07/31/2002

Foreign Applications

If Required, Foreign Filing License Granted: 11/05/2003

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Apparatus and method for preventing adhesions between an implant and surrounding tissues



Deposit Account Statement

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Requested Statement Month: November 2009
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Attention: KENTON R MULLINS
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Country: UNITED STATES

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/02 9878	12610270	KY8329P	8021	\$40.00	\$15,386.00
11/02 5	10632014	MA9606P	1252	\$490.00	\$14,896.00
11/02 34	12582140	AD8319P	1011	\$330.00	\$14,566.00
11/02 35	12582140	AD8319P	1111	\$540.00	\$14,026.00
11/02 36	12582140	AD8319P	1311	\$220.00	\$13,806.00
11/02 1	11653064	MA9806DIV	2401	\$270.00	\$13,536.00
11/02 2	11653064	MA9806DIV	2402	\$270.00	\$13,266.00
11/03 4954	12540579	BI8144P	8021	\$40.00	\$13,226.00
11/03 7442	12577667	P970189	8007	\$40.00	\$13,186.00
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11/10 36	61252552	BI8317PR2	2005	\$110.00	\$12,879.00
11/10 35	11800434	BI9975CIP	2501	\$755.00	\$12,124.00
11/10 36	11800434	BI9975CIP	1504	\$300.00	\$11,824.00

Should be \$245.00

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$15,426.00	\$3,602.00	\$0.00	\$11,824.00

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Adjustment date: 12/01/2009 HDESTA1
11/02/2009 NPETERSO 0000004 501600 10632014
01 FC:1252 490.00 CR

12/01/2009 HDESTA1 00000017 501600 10632014
01 FC:2252 245.00 DA